



The Water and Wastewater Commission convened in a regular meeting on September 11, 2013 at Waller Creek Center, 625 East 10<sup>th</sup> Street, Room 104, in Austin, Texas.

**Commission Members in Attendance:**

Dale Gray (Chair)	Sarah B. Faust (Vice Chair)	Christianne Castleberry, P.E.
Mickey Fishbeck	Chien Lee, P.E.	William Moriarty, P.E.
J. Michael Ohueri (Arrived at 6:20pm)		

**Staff in Attendance:**

Greg Meszaros, David Anders, Daryl Slusher, Jane Burazer, Chris Chen, Dave Juarez, Darryl Haba, John Wepryk, Brownlee Bowmer, Kevin Critendon, Chris Herrington, Steve Bertke, Dan Pedersen, Cole Newton, Mark Jordan, Jessica V. Salinas, Aldo Ranzani, Ron Crane, Drema Gross, D. Shannon, Phillip Jaeger, Bart Jennings, Colleen Kirk, Katherine Jashinski, Jeff Scott, Reyna Holmes, Kristi Fenton, Joe Smith, Bill Stauber, Michael Castillo, Bryan Barnett, Brian Long, James Grabbs, Denise Avery and Felicia Cancino.

**Additional Attendees:**

Mary Arnold, Jeff Scott, Chris Young (MWH), and Shelby Eckols (AECOM)

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**A. CALL TO ORDER**

**Chair Gray called the meeting to order at 6:02pm.**

**B. CITIZEN COMMUNICATION**

Mary Arnold spoke regarding her concerns with the reclaimed water rates for golf courses, suggesting the commission add a working group that would include consideration to of reclaimed water program, reclaimed capital program, reclaimed water rates and examine the report of the ordinances and codes study that was approved by Council last September. Jeff Scott spoke in support of rate option 4i indicating that there he felt this plan would incorporate Imagine Austin.

**C. APPROVAL OF MINUTES**

The August 14, 2013 WWW Commission regular meeting minutes were approved on Commissioner Faust's motion and Commissioner Lee's second. Commissioners consenting were Lee, Castleberry, Faust, Gray and Moriarty. Commissioner Fishbeck abstained due to her absence of the August 14 WWW Commission meeting and Commissioner Ohueri was not present to vote on this item.

**D. ITEMS FOR COMMISSION'S REVIEW AND RECOMMENDATION FOR APPROVAL  
TO CITY COUNCIL**

1. Recommend approval to award and execute a 36-month requirement supply contract with **BADGER METER, INC.**, for the supply of fire service cold-water meters for the Austin Water Utility (AWU) in an amount not to exceed \$1,482,621 with two 12-month extension options in an amount not to exceed \$494,207 per extension option, for a total contract amount not to exceed \$2,471,035. **David Anders addressed the Commissioners questions and concerns. Item passed on a 6-0-1 vote with Commissioner Fishbeck's motion and Commissioner Faust's second. Commissioner Ohueri was not present to vote on this item.**
2. Recommend approval to award and execute a 24-month requirement supply contract with **COMMUNITY TRUCKING, LLC**, for the purchase of aggregate materials for the Austin Water Utility in an amount not to exceed \$229,000, with two 12-month extension options in an amount not to exceed \$114,500 per extension option, for a total contract amount not to exceed \$458,000. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**
3. Recommend approval to award and execute a 12-month requirement supply contract with **NIAGARA CONSERVATION**, for the purchasing of high efficiency bathroom and kitchen faucet aerators and showerheads for the Austin Water Utility in an amount not to exceed \$32,550, with two 12-month extension options in amounts not to exceed \$32,550 per extension option, for a total contract amount of \$97,650. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**
4. Recommend approval to award and execute a 36-month requirement supply contract with **PVS TECHNOLOGIES, INC.**, for the purchase of liquid ferrous chloride and liquid ferric chloride for the Austin Water Utility in an amount not to exceed \$1,194,000, with one 12-month extension option in an amount not to exceed \$398,000, for a total contract amount not to exceed, \$1,592,000. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**
5. Recommend approval to award and execute a contract with **SMITH PUMP COMPANY, INC.**, for the rehabilitation and startup of a horizontal, split-case pump for the Austin Water Utility in a total contract amount estimated not to exceed \$71,750. **Bill Stauber addressed the Commissioners questions. Item passed unanimously on Commissioner Fishbeck's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**

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6. Recommend approval to award and execute a 12-month requirements services contract with **NATIONAL WORKS, INC.**, (WBE) to provide cleaning, televising and point repair of sanitary sewer collection systems pipe in city wide areas outside downtown for the Austin Water Utility in an amount not to exceed \$977,050, with two 12-month extension options in an amount not to exceed \$977,050 per extension option, for a total contract amount not to exceed \$2,931,150. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**
  
7. Recommend approval to award and execute a 24-month requirements services contract with **SUNBELT RENTALS, INC.**, for the rental of trench safety shoring equipment for the Austin Water Utility (AWU) in an amount not to exceed \$50,000 and Watershed Protection Department (WSPD) in an amount not to exceed \$60,000 for a total amount not to exceed \$110,000, with two 12-month extension options in amounts not to exceed \$55,000 per extension option for a total contract amount not to exceed \$220,000. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**
  
8. Recommend approval to award and execute a 36-month revenue contract with **VERTEX ENERGY, INC., DBA H&H OIL COMPANY** or one of the other qualified Bidders for IFB JRD0000 for the sale of waste oil and disposal of used oil/fuel filters, and floor dry with an estimated revenue of \$86,310, with three 12-month extension options with an estimated revenue of \$86,310 per extension option, for a total estimated revenue of \$517,860. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**
  
9. Recommend approval to award and execute a 36-month requirements service contract with **SIMPLEX GRINNELL L.P.**, or one of the other qualified offerors to RFP No. PAX0108 for inspection, testing, maintenance, repair, upgrades, and new system installation for fire alarm, suppression, alarm monitoring, and related systems for various City Departments in an amount not to exceed \$4,200,000, with three 12-month extension options in an amount not to exceed \$1,400,000 per option for a total contract amount not to exceed \$8,400,000. Austin Water is estimated to fund \$120,000 of the total contract amount. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**

10. Recommend approval to award and execute various supply and service contracts during the Fiscal Year 2013-2014 through the **STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES** cooperative purchasing program, Austin, TX, for the purchase of computer software and software maintenance and support in an estimated amount not to exceed \$21,115,309. Austin Water is estimated to fund \$1,218,553 (5.77%) of the total contract amount. **David Anders and Brownlee Bowmer addressed the Commissioners questions and concerns. Item passed unanimously on Commissioner Gray's motion and Commissioner Fishbeck's second on a 6-0 vote.**
11. Recommend approval to award execute various supply and service contracts during the Fiscal Year 2013-2014 through the **STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR)** cooperative purchasing program, Austin, TX, for the purchase of computer, telephone, and network hardware and related maintenance services in an estimated amount not to exceed \$30,606,339. Austin Water is estimated to fund \$2,905,242 (9.49%) of the total contract amount. **David Anders and Brownlee Bowmer addressed the Commissioners questions and concerns. Item passed unanimously on Commissioner Gray's motion and Commissioner Fishbeck's second on a 6-0 vote.**
12. Recommend approval to award and execute various service contracts during the Fiscal Year 2013-2014 through the **STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES** cooperative purchasing program, Austin, TX, for the purchase of technology services in an estimated amount not to exceed \$37,365,387. Austin Water is estimated to fund \$2,050,000 (5.49%) of the total contract amount. **David Anders and Brownlee Bowmer addressed the Commissioners questions and concerns. Item passed unanimously on Commissioner Gray's motion and Commissioner Fishbeck's second on a 6-0 vote.**
13. Recommend approval to negotiate and execute execution of an amendment to the **Interlocal Agreement** between the **City of Austin and Texas Department of Transportation** for the US 290 Intersection Improvements at FM 1826 and Convict Hill Road project in an amount not to exceed \$379,274.50 including 10% contingency for a total Interlocal Agreement amount not to exceed \$898,876.50. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**
14. Recommend approval of a construction contract with **BLASTCO TEXAS, INC.**, Houston, Texas for Jollyville Reservoir Improvements in the amount of \$2,411,370 plus a \$241,137 contingency, for a total contract amount not to exceed \$2,652,507. **Item passed unanimously on Commissioner Moriarty's motion and Commissioner Castleberry's second on a 6-0-1 vote with Commissioner Ohueri not present to vote on this item.**

15. Recommend approval of a construction contract with **SMITH CONTRACTING COMPANY, INC.**, AUSTIN, TEXAS, for the DAVIS LANE – LEO STREET TO WEST GATE project in the amount of \$1,947,203 plus a \$233,664.36 contingency, for a total contract amount not to exceed \$2,180,867.36. **Item passed on Commissioner Gray’s motion and Commissioner Faust’s second on a 6-0-1-0 vote with Commissioner Lee recusing because his firm participated in bidding the project as a subcontractor and may cause a potential conflict of interest.**
16. Recommend approval of a construction contract with **AUSTIN UNDERGROUND, INC.** (MBE/MH 81.86%), for the Smith Road Extension project in an amount not to exceed \$2,927,112.75, plus a \$146,355.64 contingency for a total contract amount not to exceed \$3,073,468.39. **Dan Pedersen addressed the Commissioners questions and concerns. Item passed on Commissioner Moriarty’s motion and Commissioner Gray’s second on a 6-0-1-0 vote with Commissioner Lee recusing because his firm participated in bidding the project as a subcontractor and may cause a potential conflict of interest.**
17. Recommend approval to negotiate and execute a cost participation agreement with **Continental Homes of Texas, LP** (d.b.a. DR Horton America’s Builder) for the City to reimburse the developer for up to \$1,673,857.20 in costs associated with the design and construction of an oversized wastewater interceptor, lift station, force main and appurtenances related to Service Extension Request No. 3247 to provide wastewater service to the Fort Dessau development located at 13700 Dessau Rd. **Item passed on Commissioner Gray’s motion and Commissioner Lee’s second on a 6-0-1-0 vote. Commissioner Moriarty recused due to a previous business relationship.**
18. Recommend approval of an ordinance amending Chapter 15-5 of the Austin City Code related to on-site sewage facilities. **Bart Jennings addressed the Commissioners questions and concerns. Item passed unanimously on Commissioner Moriarty’s motion and Commissioner Lee’s second on a 7-0 vote.**
19. Recommend approval to adopt an ordinance approving the update of the City of Austin Water and Wastewater Impact Fees Land Use Assumptions (LUA), Capital Improvements Plan (CIP), and Assessed Fees including the Impact Fee Service Area amendments. Water and Wastewater Impact Fees collected/charged by the city will be set via a separate Ordinance. **Brian Long and Greg Meszaros addressed the Commissioners questions and concerns. Item passed unanimously on Commissioner Faust’s motion and Commissioner Castleberry’s second on a 7-0 vote with the request that they receive the exact language of the Ordinance at their next meeting.**

20. Recommend approval to amend Ordinance No. 201309XX-0XX, the Fiscal Year 2014 Fees, Fines, and Other Charges to be set or charged by the City, to revise Austin Water Utility Impact Fees collection policy. **Brian Long and Greg Meszaros addressed the Commissioners questions and concerns. Commissioner Faust motioned and Commissioner Fishbeck seconded the motion to not recommend this item and instead adopted the resolution recommending Option 5. Item passed on a 6-0-1-0 vote with Commissioner Gray abstaining.**
21. Recommend approval of a resolution consenting to the annexation of 3.75 acres into **Travis County Water Control and Improvement District No. 10** (“WCID 10”) for the provision of retail water service. **Item passed on Commissioner Gray’s motion and Commissioner Lee’s second on a 6-0-1-0 vote with Commissioner Moriarty recusing because he lives in the District.**

#### **E. VOTING ITEMS FROM COMMISSION**

1. Drought Committee or Working Group  
**Commissioners agreed to not create a Drought Committee or Working Group, but instead requested a monthly update from staff as the drought continues.**

#### **F. REPORTS BY COMMISSION SUBCOMMITTEE**

None

#### **G. NON VOTING DISCUSSION ITEMS**

None

#### **H. STAFF BRIEFINGS, PRESENTATIONS, AND OR REPORTS**

1. Impact Fee Presentation  
**Brian Rodgers, Advisory Impact Fee Committee Member, made a presentation on the impact fee program and his recommendations.**
2. WTP4 Monthly Report  
**Greg Meszaros and Bill Stauber presented the information and addressed the Commissioners questions and concerns.**
3. AWU Monthly Financial Status Report  
**David Anders presented the information and addressed the Commissioners questions and concerns.**

#### **I. FUTURE AGENDA ITEMS**

Drought Update

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**J. ADJOURN**

**Chair Gray adjourned the meeting at 9:19pm without objection.**